

DENTISTRY EXAMINING BOARD
REGULAR MEETING
JULY 11, 2001

MEMBERS PRESENT: Bruce Barrette, DDS; David Carroll, RDH; Mark Curran, DDS;
Judith Ficks; Wilbur Gill, DDS; Nanette Kosydar Dreves, RDH;
Cynthia Riffle, DDS; Cathy Schleis, RDH; Richard Strand, DDS;
Bruce Trimble, DDS

LEGAL COUNSEL: Jacquelynn Rothstein

STAFF PRESENT: Patrick D. Braatz, Karen Rude-Evans

GUESTS: Paul Krueger, Hilbert and Tenuta; Nancy McKenney, RDH,
DHFS; Paul Bollinger, Children's Health Alliance of Wisconsin;
Mara Brooks, WDA; Patti Bavlnka, WDHA

CALL TO ORDER

Chair Bruce Barrette called the meeting to order at 8:33 a.m.

APPROVAL OF AGENDA

Amendments: -Review of action by the Conference Committee on the Budget Bill
-Correct the name in item H to Niles Knight Bakke, DDS
-Delete the discussion of the clean and leave technique

MOTION: Judith Ficks moved, seconded by Cathy Schleis, to approve the agenda as amended. Motion carried unanimously.

APPROVAL OF MINUTES OF MAY 2, 2001

Corrections: -On page 2, under ASSEMBLY BILL 267..., in the second motion, correct the spelling of "Nannette" to "Nanette".
-On page 3, under ADA 200 RESOLUTION 64H, in the first sentence of the motion, delete "another" and insert "any".

MOTION: Cynthia Riffle moved, seconded by Mark Curran, to approve the Minutes of May 2, 2001 as corrected. Motion carried unanimously.

PRESENTATION OF PROPOSED STIPULATIONS

There were no stipulations.

REPORTS ON PENDING COURT CASES, DISCIPLINARY CASES AND ADMINISTRATIVE RULES

These reports were informational.

MONTHLY PRESS RELEASES/LIST OF DISCIPLINARY ORDERS

This report was informational.

PRESENTATION OF UPDATE ON HEALTHY SMILES FOR WISCONSIN

Nancy McKenney, RDH, DHFS, and Paul Bollinger, Children's Health Alliance of Wisconsin, gave a presentation on the Healthy Smiles for Wisconsin program. The Healthy Smiles for Wisconsin initiative is a statewide effort to improve the oral health of Wisconsin children through school and community partnerships. The initiative is based on the belief that no child in Wisconsin should go without adequate oral health care, prevention services, and education.

2001 SENATE BILL 178 RELATING TO ADMINISTERING DRUGS TO PUPILS

This item was informational.

RESPONSE FROM HEALTH AND HUMAN SERVICES RELATING TO FLUORIDE VARNISHES USED IN ORAL CAVITY

This item was informational.

DISCUSSION OF SUGGESTED INSPECTION OUTLINE

MOTION: Bruce Trimble moved, seconded by Cynthia Riffle, to table the discussion of the suggested inspection outline to the November meeting. Motion carried unanimously.

CRDTS UPDATE

Cynthia Riffle reported the leadership of both CRDTS and WREB held their annual meeting in Salt Lake City in June. CRDTS has decided to postpone the administration of a removable prosthetics exam until next year, and also is in the process of developing a fixed prosthetics station-based exam. WREB already has a prosthetics exam and suggested forming a joint, collaborative subcommittee to develop and administer a prosthetics exam that will be given by both CRDTS and WREB. The joint subcommittee will be meeting August 18-19 in Phoenix to begin development of the mutual exam. WREB and CRDTS is also developing a position paper regarding the use of live patients for exams and opposing ADA 2000 Resolution 64H.

MOTION: Richard Strand moved, seconded by Nanette Kosydar Dreves, to request from SRTA the information they presented regarding the two universities in the studies with patient based results. Motion carried unanimously.

REGULATORY DIGEST

Nanette Kosydar Dreves reported the *Regulatory Digest* is not completed at this time.

APPOINTMENT OF BOARD MEMBER AS AADE LIAISON

Cynthia Riffle has been the AADE Liaison for the past several years. Chair Bruce Barrette appointed Richard Strand as the AADE Liaison.

REVIEW REPORT ON LIVE PATIENTS FOR EXAMINATIONS

MOTION: Mark Curran moved, seconded by Richard Strand, to adopt the report on live patients for examinations and to send a final version to the ADA, AADE, WDA, ASDA, WDHA, DHAW, the chairs of the respective Wisconsin Legislative Committees on Health and Marquette University School of Dentistry. Motion carried unanimously.

REVIEW OF ACTION BY THE CONFERENCE COMMITTEE ON THE BUDGET BILL

Patrick Braatz reviewed the actions by the Conference Committee on the Budget Bill with the Board.

RECESS TO CLOSED SESSION

MOTION: Judith Ficks moved, seconded by Cathy Schleis, to recess to closed session pursuant to Chapter 19.85(1)(a), (b), (f), and (g), Wis. Stats., for the purpose of a personal appearance regarding review of inspections, considering a request for a new supervisor, considering requests for stays of suspensions, reviewing an objection of costs, reviewing an update on retaking CRDTS, reviewing an application for re-registration, reviewing an application, reviewing case status report, considering an administrative warning, meeting with the Division of Enforcement and consulting with legal counsel. Roll call vote: Bruce Barrette – yes, David Carroll – yes, Mark Curran, – yes, Judith Ficks – yes, Wilbur Gill – yes, Nanette Kosydar Dreves – yes, Cynthia Riffle – yes, Cathy Schleis – yes, Richard Strand – yes, Bruce Trimble – yes. Motion carried unanimously.

Open session recessed at 10:04 a.m.

RECONVENE IN OPEN SESSION

MOTION: Judith Ficks moved, seconded by Cynthia Riffle, to reconvene in open session. Motion carried unanimously.

Open session reconvened at 1:19 p.m.

VOTING ON ITEMS CONSIDERED/DELIBERATED ON IN CLOSED SESSION

PERSONAL APPEARANCE AND REVIEW OF INSPECTIONS

NILES KNIGHT BAKKE, DDS

MOTION: Wilbur Gill moved, seconded by Nanette Kosydar Dreves, to refer the matter concerning Niles Knight Bakke, DDS, back to DOE for non-compliance with the Board Order, and ask that a complaint be filed with OSHA based on the findings of the inspections. Motion carried unanimously.

REQUEST FOR APPROVAL OF SUPERVISOR

LEON CUMMINGS, DDS

MOTION: Mark Curran moved, seconded by Nanette Kosydar Dreves, to deny approval of Steven Steurer, DDS, as the supervising dentist for Leon Cummings, DDS. Judith Ficks – no, Cynthia Riffle – no. Motion carried.

REQUESTS FOR STAYS OF SUSPENSIONS/CHANGES IN BOARD ORDERS

MICHAEL MECIKALSKI, DDS

MOTION: David Carroll moved, seconded by Bruce Trimble, to grant a four-month stay of suspension to Michael Mecikalski, DDS, but deny his request for a reduction in both therapy and screens. Motion carried unanimously.

CRAIG MOON, DDS

MOTION: Mark Curran moved, seconded by Judith Ficks, to grant a four-month stay of suspension to Craig Moon, DDS, but deny his request for a reduction in screens. Motion carried unanimously.

OBJECTIONS TO COSTS

BRIAN PAINTER, DDS

MOTION: Wilbur Gill moved, seconded by Richard Strand, to deny the request for a reduction of costs to Brian Painter, DDS. Motion carried unanimously.

REQUEST TO RETAKE CRDTS HYGIENE EXAM

D'ANN CARLSON

MOTION: Wilbur Gill moved, seconded by David Carroll, to allow D'Ann Carlson to take the CRDTS hygiene exam for a fourth time. Motion carried unanimously.

APPLICATION REVIEWS

VICTORIA POST, DDS

MOTION: Nanette Kosydar Dreves moved, seconded by Mark Curran, to approve the re-registration application of Victoria Post, DDS. Motion carried unanimously.

DAVID GOODE, RDH

MOTION: Cynthia Riffle moved, seconded by Richard Strand, to approve the application of David Goode, RDH. Motion carried unanimously.

CASE STATUS REPORT

Complaint **98 DEN 086** was referred back to DOE.

MOTION: David Carroll moved, seconded by Cathy Schleis, to close complaint **00 DEN 043** for no violation. Case advisor – Bruce Trimble. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by David Carroll, to close complaint **00 DEN 047** for no violation. Case advisor – Nanette Kosydar Dreves. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by Nanette Kosydar Dreves, to close complaint **00 DEN 061** for insufficient evidence. Case advisor – Bruce Barrette. Motion carried unanimously.

MOTION: Nanette Kosydar Dreves moved, seconded by Richard Strand, to close complaint **00 DEN 065** for no violation. Case advisor – Cynthia Riffle. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by Nanette Kosydar Dreves, to close complaint **00 DEN 070** for no insufficient evidence. Case advisor – Richard Strand. Motion carried unanimously.

MOTION: Judith Ficks moved, seconded by Cathy Schleis, to close complaint **98 DEN 079** for prosecutorial discretion (P3). Case advisor – Nanette Kosydar Dreves. Motion carried unanimously.

MOTION: Wilbur Gill moved, seconded by Judith Ficks, to close complaint **99 DEN 071** for compliance gained. Case advisor – Nanette Kosydar Dreves. Motion carried unanimously.

MOTION: David Carroll moved, seconded by Cynthia Riffle, to close complaint **00 DEN 021** for no insufficient evidence. Case advisor – Mark Curran. Motion carried unanimously.

MOTION: Richard Strand moved, seconded by Wilbur Gill, to close complaint **00 DEN 083** for no violation. Case advisor – Bruce Trimble. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by Nanette Kosydar Dreves, to close complaint **01 DEN 020** for no insufficient evidence. Case advisor – Richard Strand. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by David Carroll, to close complaint **00 DEN 035** for no violation. Case advisor – Judith Ficks. Motion carried unanimously.

MOTION: David Carroll moved, seconded by Cathy Schleis, to close complaint **00 DEN 100** for no violation. Case advisor – Bruce Barrette. Motion carried unanimously.

MOTION: Mark Curran moved, seconded by Wilbur Gill, to close complaint **98 DEN 062** for no insufficient evidence. Case advisor – Bruce Barrette. Richard Strand was absent for deliberation and voting. Judith Ficks – no, Cynthia Riffle – no. Motion carried.

ADMINISTRATIVE WARNING

MOTION: Cynthia Riffle moved, seconded by Nanette Kosydar Dreves, to issue an administrative warning in complaint **99 DEN 052**. Case advisor – Richard Strand. Motion carried unanimously.

SCHEDULE 2002 MEETING DATES

The 2002 meeting dates for the Dentistry Examining Board were scheduled for January 9, March 6, May 1, July 10, September 11 and November 6.

INFORMATIONAL ITEMS

The Board noted the informational items.

OTHER BOARD BUSINESS

Patrick Braatz informed the Board that Art Srb has been named as the new public member.

ADJOURNMENT

MOTION: Judith Ficks moved, seconded by Nanette Kosydar Dreves, to adjourn the meeting. Motion carried unanimously.

The meeting adjourned at 1:35 p.m.

Dent071101